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**BRINKS
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GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Brovelli, et al.

Appln. No.: 10/774,092

Filed: February 6, 2004

For: **METHOD OF AUGMENTING THE
IMMUNE-MODULATORY ACTIVITY OF
STANDARDIZED ECHINACEA
PREPARATIONS**

Examiner: Patricia A. Leith

Art Unit: 1655

Attorney Docket No: 3086/1734 (AM1150)

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter (in dupl.); Request For Continued Examination (37CFR Section 1.114) (in dupl.) with courtesy copy of the Amendment and Request for Reconsideration mailed 2/12/08; 1-Month Extension of Time (in dupl.); and
- ☒ Return Receipt Postcard.

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☒ An extension fee in an amount of \$120 for a 1-month extension of time under 37 C.F.R. § 1.136(a).
- ☒ A petition or processing fee in an amount of \$810 under 37 C.F.R. § 1.17(e).
- ☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | X100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | +\$180= | | | + \$360= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$930. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

C. Noel Kaman
C. Noel Kaman (Reg. No. 51,857)

April 10, 2008
Date

BRINKS HOFER GILSON & LIONE
NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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GILSON
& LIONE**

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: February 12, 2008 Name: C. Noel Kaman, Reg. No. 51,857 Signature: C. Noel Kaman

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Appln. of: Brovelli, et al.

Appln. No.: 10/774,092

Filed: February 6, 2004

For: **METHOD OF AUGMENTING THE IMMUNE-MODULATORY ACTIVITY OF STANDARDIZED ECHINACEA PREPARATIONS**

Docket No: 3086/1734 (AM1150)

Examiner: Patricia A. Leith

Art Unit: 1655

TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

- ☒ Transmittal Letter (in duplicate); Amendment and Request for Reconsideration.
- ☒ Return Receipt Postcard.

Fee Calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

| | | | | Small Entity | | OR | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|---------|----|--------------------|-----------|
| | Claims Remaining After Amendment | Minus | Highest No. Previously Paid For | Present Extra | Rate | | Rate | Add'l Fee |
| Total | | | | | x \$25= | | x \$50= | |
| Indep. | | | | | x 105= | | x \$210= | |
| First Presentation of Multiple Dep. Claim | | | | | +\$185= | | +\$370= | |
| | | | | Total | \$ | | Total | \$ |

Fee Payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____ for _____.
A copy of this Transmittal is enclosed for this purpose.
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

February 12, 2008
Date

C. Noel Kaman
C. Noel Kaman (Reg. No. 51,857)

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